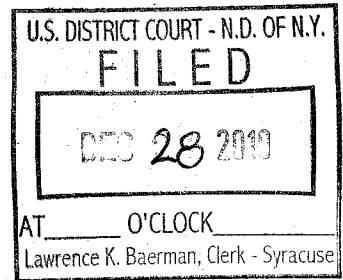


UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK



DENNIS NELSON
Plaintiff(s)

vs.

BRIAN DOUGHERTY ET AL
Defendant(s)

INMATE
CIVIL
RIGHTS
COMPLAINT
PURSUANT TO
42 U.S.C. § 1983

Civil Case No.: 9: 10-CV-1568

Plaintiff(s) in the above-captioned action, allege(s) as follows:

*IMMINENT danger of
SERIOUS physical Injury*

JURISDICTION

1. This is a civil action seeking relief and/or damages to defend and protect the rights guaranteed by the Constitution of the United States. This action is brought pursuant to 42 U.S.C. § 1983. The Court has jurisdiction over this action pursuant to 28 U.S.C. §§ 1331, 1343(3) and (4) and 2201.

PARTIES

2. Plaintiff: DENNIS NELSON
Address: PO BOX 3600
MARCY RMHA CORR. Facility
Old River Rd
MARCY, NY 13403-3600

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: BRIAN DOUGHERTY
Official Position: RN NURSE II
Address: PO BOX 5000
MARCY CORR. Facility
MARCY, NY 13403-5000

b. Defendant: Sandra Martin-Karas
Official Position: Nurse Administrator

Address: PO Box 5000
Marcy Corr. Facility
Marcy NY 13403-5000

c. Defendant: Carl J. Koenigsman MD
Official Position: Dept Commissioner/Chief Medical Officer

Address: 1220 Washington Ave, Campus #2
Dept of Correctional Services
Albany, N.Y. 12226-7050

Additional Defendants may be added on a separate sheet of paper.

4.

PLACE OF PRESENT CONFINEMENT

a. Is there a prisoner grievance procedure at this facility?

☒ Yes ☐ No

b. If your answer to 4(a) is YES, did you present the facts relating to your complaint in this grievance program?

☒ Yes ☐ No

If your answer to 4(b) is YES:

(i). What steps did you take?

Exhaust Administrated
Remiends

(ii). What was the final result of your grievance?

HAVE NOT RECEIVED
ONE YET

If your answer to 4(b) is NO:

Why did you choose to not present the facts relating to your complaint in the prison's grievance program?

- c. If there is no grievance procedure in your institution, did you complain to prison authorities about the facts alleged in your complaint?

(☒) Yes () No

If your answer to 4(c) is YES:

- (i) What steps did you take?

Exhaust Administrative
Remedies

- (ii) What was the final result regarding your complaint?

I Just Filled it (2)
Day's Ago

If your answer to 4(c) is NO:

Why did you choose to not complain about the facts relating to your complaint in such prison?

5.

PREVIOUS LAWSUITS

- a. Have you ever filed any other lawsuits in any state and federal court relating to your imprisonment?

(☒) Yes () No

- b. If your answer to 5(a) is YES you must describe any and all lawsuits, currently pending or closed, in the space provided on the next page.

For **EACH** such lawsuit, provide the following information:

i. Parties to previous lawsuit:

Plaintiffs:

DENNIS NELSON

Defendants:

ELIZABETH WARREN

ii. Court (if federal court, name District; if state court, name County):

FEDERAL COURT

iii. Docket number: 9:10-CV 00990

iv. Name of Judge to whom case was assigned:

GLENN T. SUDLABY & REFERRED TO: DAVID R. HOMER

v. Disposition (dismissed? on appeal? still pending?)

STILL PENDING

vi. Approximate date of filing prior lawsuit:

8/17/2010

vii. Approximate date of disposition:

12/20/2010

6.

FACTS

Set forth the facts of your case which substantiate your claim of violation of your civil and/or Constitutional rights. List the events in the order they happened, naming defendants involved, dates and places.

Note: You must include allegations of wrongful conduct as to EACH and EVERY defendant in your complaint. (You may use additional sheets as necessary.)

I AM FILING THIS LAWSUIT BECAUSE
IM IN (IMMINENT DANGER OF SERIOUS)
(PHYSICAL INJURY) TO MY LEG AND
THESE'S DEFENDANTS TALKING THE ONLY
THING THEY CAN DO IS TO AMPUTATE
MY LEG'S THERE IS NOTHING ELSE THEY
CAN DO TO SAVE MY LEG SO THATS

Why I'm Filing This Lawsuit I'm
suing them for the amount of \$9999.99
A Piece From Each defendant(s)

7.

CAUSES OF ACTION

Note: You must clearly state each cause of action you assert in this lawsuit.

FIRST CAUSE OF ACTION

I wish you GRANT ME FOR MY
Lawsuit FOR THE IMMINENT danger of
SERIOUS physical Injury That I HAVE
TO GO THROUGH TO GET THE RIGHT
TREATMENT AND HAVE THEM THE ONLY
Thing HE can do IS TO Amputate my Left Leg

SECOND CAUSE OF ACTION

I REQUEST FOR THE COURT TO SEND
ME TO WALSH REGIONAL MEDICAL UNIT
By MOHAWK CORRECTIONAL Facility FOR
TREATMENT TO TRY TO SAVE MY
Left Leg

THIRD CAUSE OF ACTION

TO SEND ME TO WENDE CORR.
Facility IN ALDEN, NY down By
Buffalo New York BECAUSE THE
HAVE A BRAND NEW Hospital WHERE
THEY CAN GIVE ME BETTER TREATMENT
SPECIAL NEEDS UNIT.

8. Plaintiff(s) demand(s) a trial by
Jury -or- Court
(Circle only one).

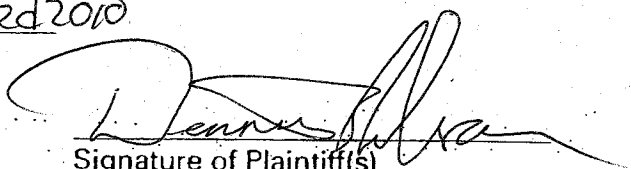
9. PRAYER FOR RELIEF

WHEREFORE, plaintiff(s) request(s) that this Court grant the following relief:

I PRAY FOR RELIEF: FOR THE COURT
TO GRANT ME MY LAWSUITS AND GRANT
ME FOR THE AMOUNT OF \$ 9,999.99 AGAINST
3 DEFENDANT A PIECE AND TO SEND ME TO
WENDE CORR. Facility FOR THE SPECIAL NEEDS UNIT
IN ALDEN, NY WHERE THEY HAVE A HOSPITAL TO SAVE
MY IMMINENT DANGER OF SERIOUS PHYSICAL INJURY
I declare under penalty of perjury that the foregoing is true and correct.

DATED:

DEC 23rd 2010


Signature of Plaintiff(s)
(all Plaintiffs must sign)